

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

MICHAEL YOUNG,)	
)	
Plaintiff,)	CIVIL ACTION NO. 2:07-cv-130-MHT
)	
v.)	
)	
COOPER LIGHTING, INC.,)	
A Delaware Corporation,)	
)	
Defendant.)	

REPORT OF PARTIES PLANNING MEETING

1. Meeting of Parties:

Pursuant to this Court's Order, counsel for Plaintiff and counsel for Defendant Cooper Lighting, Inc. ("CLI") met, via telephone, on Tuesday, February 27, 2007, to develop a Proposed Planning Report, detailed as follows:

2. Counsel:

The Complaint in this case was removed to this Court on February 6, 2007, and was timely answered by Defendant on February 9, 2007.

The following individually named attorneys are hereby designated as lead counsel for the Parties:

Defendant Cooper Lighting, Inc.	Emily S. Blumenthal, Esq. Jackson Lewis LLP 1900 Marquis One Tower 245 Peachtree Center Avenue, NE Atlanta, Georgia 30303-1226 404-525-8200
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Plaintiff Michael Young

Jerry Dean Roberson
Roberson & Roberson
3765 Kinross Drive
P. O. Box 380487
Birmingham, AL 35238-0487
205-981-3906

3. Discovery Period:

The parties propose a (6) month discovery period. Discovery will commence on March 21, 2007, and end on September 21, 2007. The parties will serve initial disclosures by March 14, 2007.

Plaintiff must designate any expert witness, with disclosures required by Fed.R.Civ.P. 26(a)(2)(B), on or before July 25, 2007. Defendant must designate any expert witness, with disclosures required by Fed.R.Civ.P. 26(a)(2)(B), on or before August 29, 2007. If Defendant designates an expert where Plaintiff has not previously designated an expert, Plaintiff shall have an additional thirty (30) days to designate a rebuttal expert witness.

During the discovery period, the parties intend to conduct discovery as follows:

- a. Thirty (30) Interrogatories to/from each party;
- b. Forty (40) Production Requests to/from each party; and
- c. Thirty (30) Requests for Admission to/from each party.

Each party agrees to the depositions listed below, allowing for each party to take a maximum of six (6) depositions without leave of court. The parties propose the following deposition schedule, which may be subject to change upon agreement of the parties:

CLI:

Michael Young,¹ Plaintiff

May 2007

Expert(s) or treating physician(s) of Plaintiff

Plaintiff:

The parties will schedule and arrange any non-party witness depositions, within the discovery period, as not to delay trial. Because the parties reside in the Eufala, Alabama area, the parties expect depositions to be conducted in the Eufala area, at a specified location to be determined by the parties with advance notice. The parties reserve the right to change the deposition schedule with reasonable notice (seven days) as necessary.

The attorneys for the parties intend to supplement all disclosures, including witness disclosures, prospective deponents, and written discovery responses 30 days prior to the close of discovery.

4. Amendment to the Pleadings:

The deadline to join a party or amend the pleadings is April 16, 2007. The parties do not presently anticipate the necessity to amend the parties' pleadings. However, the parties reserve the right to request an extension for good cause, and if in good faith the parties believe an amendment is necessary.

5. Filing Time for Motions:

All dispositive motions will be filed thirty (30) days after discovery ends, on or before Monday, October 22, 2007, unless otherwise ordered by the Court. Respondent will have twenty

¹ The parties agree that Mr. Young will be the first deposition in this case.

(20) days to respond to dispositive motions, on or before Monday, November 12, 2007. Movant may thereafter file a reply on or before Wednesday, November 28, 2007.

Motions to Compel must be filed by the later of the close of discovery or within five (5) business days of receipt (or notice if there is no receipt) of the discovery at issue.

Any motions not specifically limited by this Order shall be filed by September 3, 2007.

6. Complex Issues

The parties do not anticipate unusually complex issues or discovery matters at this time. The parties believe that a Joint Stipulation and Order of Confidentiality will be appropriate to govern confidentiality related to information likely to be produced by the parties during discovery.

7. Related Actions

There are no related actions to this case.

Respectfully submitted this 2nd day of March, 2007.

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By: s/Jerry Roberson
Jerry Roberson (ROB 010)

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By: s/ Albert Holman Adams, Jr.
Albert Holman Adams, Jr.

ATTORNEYS FOR PLAINTIFF

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By: s/ Emily S. Blumenthal
Emily S. Blumenthal
Georgia Bar No. 064065
Matthew A. Freeman
Georgia Bar No. 275777

ATTORNEYS FOR DEFENDANT COOPER
LIGHTING, INC.

*

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*

Upon review of the information above, the Court orders the schedule for this case, proposed above, is as stated, except as herein modified:

IT IS SO ORDERED,

This _____ day of _____, 2007.

Hon. Myron H. Thompson
U.S. District Court, Middle District of Alabama

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CERTIFICATE OF SERVICE

I hereby certify that on March 2, 2007, I electronically filed the foregoing **JOINT PROPOSED PLANNING REPORT** with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorney of record:

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